



# KERALA GAZETTE

## കേരള ഗസറ്റ്

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ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്

Vol. I വാല്യം 1	THIRUVANANTHAPURAM, TUESDAY തിരുവനന്തപുരം, ചൊവ്വ	11th September 2012 2012 സെപ്റ്റംബർ 11 20th Bhadra 1934 1934 ഭാദ്രം 20	No. നമ്പർ	14
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### PART I

## Notifications and Orders issued by the Government

#### Labour and Rehabilitation Department

(2)

#### Labour and Rehabilitation (A)

G. O. (Rt.) No. 1244/2012/LBR.

*Thiruvananthapuram, 14th August 2012.*

#### ORDERS

(1)

G. O. (Rt.) No. 1221/2012/LBR.

*Thiruvananthapuram, 8th August 2012.*

- Read:—*1. G. O. (Rt.) No. 1008/10/LBR dated 31-5-2010.
- Application dated 29-12-2012 from Smt. P. J. Udayakumari.
  - Letter No. I(1)10263/12 dated 5-7-2012 from the Labour Commissioner, Thiruvananthapuram.

In the circumstances explained in the application read as 2nd paper above and in the letter read as 3rd paper above, Government are pleased to withdraw the industrial Dispute case referred as per 1st paper above, from the Labour Court, Kozhikode and to refer it to the Labour Court, Kannur for further adjudication, invoking section 33(B) of the Industrial Disputes Act, 1947.

The Government Orders read as 1st paper above stands modified to the above extent.

*Read:—*1. Letter No. I(2)24353/2011 dated 31-10-2011 from the Labour Commissioner, Thiruvananthapuram.

- G. O. (Rt.) No. 30/12/LBR. dated 5-1-2012.
- Representation dated 24-2-2012 from the Secretary, Silverstream Plastics and Chemicals Employees Union (SPCEU).
- Letter No. I(2)7508/2012 dated 16-7-2012 from the Labour Commissioner, Thiruvananthapuram.

As per the G. O. read as 2nd paper above, the above said Industrial Dispute was referred to the Labour Court, Ernakulam for adjudication.

2. As per the representation read as 3rd paper above the Secretary, Silverstream Plastics and Chemicals Employees Union (SPCEU) had requested to make some amendments in respect of the issues referred for adjudication.

3. The Labour Commissioner vide his letter read as 4th paper above recommended the proposal of the Secretary, Silverstream Plastics and Chemicals Employees Union (SPCEU).

4. In these circumstances Government have examined the matter in detail and are pleased to amend the G. O. (Rt.) No. 30/12/LBR dated 5-1-2012 incorporating the following revised issues to be referred for adjudication.

- (1) Whether the charter of demands submitted by the union regarding wage, revision etc., of the employees of Silverstream Plastics and Chemicals are justifiable ?
  - (2) Whether the lock out with effect from 30-10-2010 and closure with effect from 1-12-2010 by the management during the conciliation pending before the District Labour Officer, Ernakulam is legal or illegal.
  - (3) Whether the retrenchment of the workmen with effect from 1-12-2010 is legal and justifiable?
  - (4) Whether any unfair labour practices have been committed by the management against the workmen ?
  - (5) What are the reliefs the workers are entitled to ?
- and the following changes in the address of the Management.

Sri M. A. Habeeb,  
Managing Partner,  
Silver Stream Plastics and Chemicals,  
Temple Road, Park Avenue,  
Aluva.

5. The Government Orders read as 2nd paper above stands modified to the above extent.

By order of the Governor,

T. R. SOMASUNDARAN,  
*Under Secretary to Government.*

#### ORDERS

(1)

G. O. (Rt.) No. 1183/2012/LBR.

*Thiruvananthapuram, 4th August 2012.*

*Read:—*Letter No. I(3) 11459/2012 dated 29-5-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between the Secretary, Pulpally Ksheerolpadaka Sahakarana Sangham, Pulpally P. O. and the workman of the above referred establishment Sri Jaimon S/o Eldose, Maracheriyil Veedu, Veliyambam P. O., Pulpally in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10(1) (C) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kannur. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

Whether the denial of employment to Sri Jaimon, Milk Collector cum Tester by the management of Pulpally Ksheerolpadaka Sahakarana Sangham is justifiable ? If not, what relief he is entitled to ?

(2)

G. O. (Rt.) No. 1184/2012/LBR.

*Thiruvananthapuram, 4th August 2012.*

*Read:—*Letter No. I(6) 11612/2012 dated 28-5-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between Sri Ahmmed Kutty, Abdul Ali, Pandikasala, Narikoth, Pulikkal P. O., Malappuram and the workman of the above referred establishment Sri Kunhali, P. M., Muhammed Koya, Puthalath Maliyekkal, Beypore P. O., Kozhikode in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10(1) (C) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kozhikode. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

Whether the termination from service of Sri Kunhali, P. M., Manager, Delta Lodge, Beypore by the management of Delta Lodge is justifiable ? If not, what relief he is entitled to ?

(3)

G. O. (Rt.) No. 1187/2012/LBR.

*Thiruvananthapuram, 4th August 2012.*

*Read:—*Letter No. I(4) 10958/2012 dated 21-5-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between the (1) Managing Director, Adat Farmers Service Co-operative Bank-R.689, Puranattukara (2) the Administrator, Assistant Registrar (General), Co-operative Society, Thrissur and the workman of the above referred establishment by Smt. Sheeja W/o Venu, Illath House, Adat P. O. in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

#### ANNEXURE

1. Whether the denial of employment to Smt. Sheeja w/o Venu, Illath House, Adat P. O. by the management of Adat Farmers Service Co-operative Bank-R. 689, Puranattukara is justifiable ?
2. If not, what other relief she is entitled to get ?

(4)

G . O. (Rt.) No. 1206/2012/LBR.

*Thiruvananthapuram, 6th August 2012.*

*Read:—*Letter No. I (5) 14928/2012 dated 11-7-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between Sri Sivalal, Proprietor, Ambady Hotel, South Boat Jetty, Alappuzha (Sri Sivalal, Mambarambil, District Court Ward, Thathampally P. O., Alappuzha) and the workmen of the above referred establishment represented by the Secretary, Alappuzha District Shops and Establishment Masdoor Sangh (BMS), BMS Office, Alappuzha in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10(1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kollam. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

Whether the denial of employment to Sri G. Shajimon, Waiter by the management of Ambady Hotel, Alappuzha is justifiable ? If not, what relief he is entitled to ?

(5)

G . O. (Rt.) No. 1222/2012/LBR.

*Thiruvananthapuram, 8th August 2012.*

*Read:—*Letter No. I (1) 12152/12 dated 10-7-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between Sri K. P. Muhammad, Rahmath Traders, Fathima Complex, Iritty, Kannur and

the workman of the above referred establishment Sri K. Abdulla s/o P. Ummer, Keethadath House, Irikkoor P. O., Kannur in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kannur. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

Whether the denial of employment to Sri K. Abdulla by the management of Rahmath Traders, Iritty is justifiable or not ? If not, what relief the worker is entitled to ?

(6)

G . O. (Rt.) No. 1223/2012/LBR.

*Thiruvananthapuram, 8th August 2012.*

*Read:—*Letter No. I (1) 15004/2012 dated 16-7-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between the General Manager, Express Publications (Madurai) Ltd., Kaloar, Kochi-17 and the workmen of the above referred establishment represented by the General Secretary, New Indian Express Employees Association (Kerala), Regn. No. 07/06/2009, Narayaneeyam, Statue Junction, Thripunithura in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Ernakulam. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

1. Whether the punishment awarded to 3 workers namely (1) Sri R. Unnikrishnan, Packer, (2) Sri K. B. Sasikumar, Packer and (3) Sri O. B. Ramachandran Nair, Unskilled Baller by the management of Express Publication (Madurai) Ltd., is justifiable ?
2. If not what are the reliefs the workers are entitled to ?

(7)

G . O. (Rt.) No. 1224/2012/LBR.

*Thiruvananthapuram, 8th August 2012.*

*Read:—*Letter No. I (3) 7783/2012 dated 20-7-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between The Managing Director, Kerala State Cashew Development Corporation, Mundakkal, Kollam and the workman of the above referred establishment Smt. Aliyamma, Eshomangalam, Inchakkad, Mailom P. O., Kottarakkara in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kollam. The Labour Court will pass the award within a period of three months.

## ANNEXURE

Whether the denial of employment to Smt. Aliyamma, Clerk by the management of KSCDC is justifiable ? If not, what are the reliefs entitled to her ?

(8)

G . O. (Rt.) No. 1225/2012/LBR.

*Thiruvananthapuram, 8th August 2012.*

*Read:—*Letter No. I(5)15705/2012 dated 13-7-2012 from the Labour Commissioner.

Whereas, the Government are of opinion that an industrial dispute exists between (1) The Managing Director, Tropical Plantation Ltd., Kottayam-1, (2) The Manager, Tropical Plantation Ltd., Periyar Connemara Estate, P. B. No. 15, Vandiperiyar-685 533 and the workmen of the above referred establishment represented by the Secretary, Idukki District Estate Masdoor Sangh (BMS), Vandiperiyar-685 533 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by section 10(1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication

to the Industrial Tribunal, Idukki (Peermade). The Industrial Tribunal will pass the award within a period of three months.

## ANNEXURE

1. Whether the dismissal of C. R. No. 5264 Jayalakshmi and C. R. No. 5033 Ayyappan, workers of Periyar Connemara Estate, Vandiperiyar by the management of the Estate is justifiable ?
2. If not, what reliefs the workmen are entitled to ?

By order of the Governor,

T. R. SOMASUNDARAN,  
*Under Secretary to Government.*